

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: RAPID LABORATORY MICROSYSTEMS INC.

Application No./Patent No./Control No.: _____ Filed/Issue Date: _____

Entitled: ELECTROCHEMICAL ASSAY FOR THE IDENTIFICATION OF MICROORGANISMS

Rapid Laboratory Microsystems Inc., a corporation

(Name of Assignee)

(Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

In the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or a true copy of the original assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Tom Walker
Signature
Tom Walker
Printed or Typed Name
President & CEO, Rapid Laboratory Microsystems Inc.
Title

06-08-2006
Date
519-895-0972
Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1480, Alexandria, VA 22313-1480. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1480, Alexandria, VA 22313-1480.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Privacy Act Statement

The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

1. The information on this form will be treated confidentially to the extent allowed under the Freedom of Information Act (5 U.S.C. 552) and the Privacy Act (5 U.S.C. 552a). Records from this system of records may be disclosed to the Department of Justice to determine whether collection of these records is required by the Freedom of Information Act.
2. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate, or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.
3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspection or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.

ASSIGNMENT

COPY

We:

- | | |
|---|--|
| 1) Susan R. MIKKELSEN
69 Shanley Street
Kitchener, Ontario, N2H 5N7
CANADA | 2) Peter ERTL
31-78 College Avenue West
Guelph, Ontario, N1G 4S7
CANADA |
| 3) Doug SPARKES
145 Union Blvd.
Kitchener, Ontario, N2M 2S3
CANADA | 4) Liam O'HAGAN
RR#4
Walkerton, Ontario, N0G 2V0
CANADA |
| 5) Thomas MANN
410 1 st Street South
Hanover, Ontario, N4N 2S3
CANADA | 6) Paul ULLRICH
90 Royal Orchard Drive
Kitchener, Ontario, N2N 1J6
CANADA |

for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby sell and assign to:

RAPID LABORATORY MICROSYSTEMS INC.
69 Shanley Street
Kitchener, Ontario, N2H 5N7
CANADA

all our right, title and interest in the United States of America, Canada, and all countries foreign thereto, in and to the invention disclosed in International Patent Application No. PCT/CA2004/002076 filed December 3, 2004, relating to and entitled:

ASSAY FOR THE IDENTIFICATION OF MICROORGANISMS

and claiming priority from:

United States Provisional Patent Application No. 60/529,403, filed December 15, 2003, relating to and entitled: **ASSAY FOR THE IDENTIFICATION OF MICROORGANISMS**

and to any application for patent arising therefrom, and to all our corresponding right, title and interest in and to any patent issued therefrom, and to any patent issued from a continuation, continuation-in-part, re-issue, divisional or re-examination application derived from or claiming priority to the above application.

I/We authorize the firm of Borden Ladner Gervais LLP to insert any further identification necessary to make this assignment suitable for recordation in the Patent Offices of any country as may be required.

SIGNED at

Wakarusa
City or Town

Canada
Country

this 17 day of January,

2005

Susan R. MIKKELSEN

STATEMENT BY WITNESS

I, Doug Sparks
(name of witness)

whose full post office address
is

DOUGLAS SPARKS, 145 Union Blvd
Kitchener, Ontario, N2M 2S3

was personally present and did see **Susan R. MIKKELSEN** execute the within assignment and such assignor is personally known to me to be the person described in such document.

Doug Sparks
Signature of Witness

SIGNED at

Wakarusa
City or Town

Canada
Country

this 17 day of January,

2005

Peter ERTL

STATEMENT BY WITNESS

I, Susan Mikkelsen
(name of witness)

whose full post office address
is

69 SHANLEY ST.
KITCHENER ON N2H5N7 CANADA

was personally present and did see **Peter ERTL** execute the within assignment and such assignor is personally known to me to be the person described in such document.

Susan Mikkelsen
Signature of Witness

SIGNED at

Waterloo
City or Town

Canada
Country

this

21

day of

January, 2005

Doug SPARKES
Doug SPARKES

STATEMENT BY WITNESS

I,

SUSAN MIKKELSEN
(name of witness)

whose full post office address
is

69 SHANLEY ST.

KITCHENER ON N2H 5N7 CANADA

was personally present and did see Doug SPARKES execute the within assignment and such assignor is personally known to me to be the person described in such document.

[Signature]
Signature of Witness

SIGNED at

Waterloo

City or Town

Canada
Country

this

17th

day of

January, 2005

2004

Liam O'HAGAN
Liam O'HAGAN

STATEMENT BY WITNESS

I,

SUSAN R. MIKKELSEN
(name of witness)

whose full post office address
is

69 SHANLEY ST.

KITCHENER, ON N2H 5N7 CANADA

was personally present and did see Liam O'HAGAN execute the within assignment and such assignor is personally known to me to be the person described in such document.

[Signature]
Signature of Witness

SIGNED at

Waterloo
City or Town

Canada
Country

this

17

day of

January

2005

Thomas MANN
Thomas MANN

STATEMENT BY WITNESS

I,

SUSAN MIKKELSEN
(name of witness)

whose full post office address
is

69 SHAWLEY ST.

KITCHENER ON N2H 5N7 CANADA

was personally present and did see **Thomas MANN** execute the within
assignment and such assignor is personally known to me to be the person
described in such document.

[Signature]
Signature of Witness

SIGNED at

WATERLOO
City or Town

CANADA
Country

this

19th

day of

January

2005
2004

Paul ULLRICH
Paul ULLRICH

STATEMENT BY WITNESS

I,

SUSAN MIKKELSEN
(name of witness)

whose full post office address
is

69 SHAWLEY ST.

KITCHENER ON N2H 5N7 CANADA

was personally present and did see **Paul ULLRICH** execute the within
assignment and such assignor is personally known to me to be the person
described in such document.

[Signature]
Signature of Witness

Please Complete and Return the Executed Form to Borden Ladner Gervais LLP